



Reprinted  
March 6, 2001

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## HOUSE BILL No. 1964

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DIGEST OF HB 1964 (Updated March 5, 2001 4:12 PM - DI 105)

**Citations Affected:** IC 5-2.

**Synopsis:** Sex offender registry. Requires that a recent photograph and home address of a person convicted of certain sex offenses and other crimes be included in publications of the sex and violent offender registry. Requires that a photograph of the offender be included on the Internet site maintained by the institute.

**Effective:** July 1, 2001.

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### Herrell, Kruse, Adams T

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January 17, 2001, read first time and referred to Committee on Courts and Criminal Code.  
February 27, 2001, amended, reported — Do Pass.  
March 5, 2001, read second time, amended, ordered engrossed.

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HB 1964—LS 7534/DI 105+



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March 6, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

## HOUSE BILL No. 1964

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 5-2-12-5 IS AMENDED TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2001]: Sec. 5. (a) An offender shall register  
3 with each local law enforcement authority having jurisdiction in the  
4 area where the offender resides or intends to reside for more than seven  
5 (7) days. The offender shall register not more than seven (7) days after  
6 the offender arrives at the place where the offender resides or intends  
7 to reside.

8       (b) Whenever an offender registers with a local law enforcement  
9 authority under subsection (a), the local law enforcement agency shall  
10 immediately notify the institute of the offender's registration.

11       (c) **If required to do so under section 6(b) of this chapter, the**  
12 **local law enforcement authority with which an offender registers**  
13 **under this section shall submit to the institute a photograph of the**  
14 **offender. The photograph shall be included on the Internet site that**  
15 **is maintained for the sex and violent offender registry by the**  
16 **institute.**

17       SECTION 2. IC 5-2-12-6 IS AMENDED TO READ AS FOLLOWS

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[EFFECTIVE JULY 1, 2001]: Sec. 6. **(a)** The registration required under this chapter must include the following information:

(1) The offender's full name, alias, date of birth, sex, race, height, weight, eye color, Social Security number, driver's license number, and home address.

(2) A description of the offense for which the offender was convicted, the date of conviction, and the sentence imposed, if applicable.

(3) **A recent photograph of the offender.**

(4) Any other information required by the institute.

**(b) The photograph required by subsection (a)(3) shall be provided:**

**(1) by the offender; or**

**(2) by the law enforcement authority with which the offender registers under section 5 of this chapter, if the offender does not have a recent photograph.**

**If the law enforcement authority provides the photograph, the offender shall reimburse the law enforcement authority for the cost of providing the photograph.**

SECTION 3. IC 5-2-12-11, AS AMENDED BY P.L.214-1999, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. (a) The institute shall make the sex and violent offender registry available on a computer disk. Each time the registry is updated under section 10 of this chapter, the institute shall send one (1) paper copy of the sex and violent offender registry to:

(1) all school corporations (as defined in IC 20-1-6-1);

(2) all nonpublic schools (as defined in IC 20-10.1-1-3);

(3) a state agency that licenses individuals who work with children;

(4) the state personnel department to screen individuals who may be hired to work with children;

(5) all child care facilities licensed by or registered in the state of Indiana; and

(6) other entities that:

(A) provide services to children; and

(B) request the registry.

(b) The institute shall publish the sex and violent offender registry on the Internet through the computer gateway administered by the intelenet commission under IC 5-21-2 and known as Access Indiana.

(c) A copy of the sex and violent offender registry provided:

**(1) on a computer disk;**

**(2) on the Internet; or**



1           **(3)** to an entity under subsection ~~(a)(5) or (a)(6) or published~~  
2           ~~under subsection (b) may not (a);~~  
3           **must include a recent photograph and** the home address of an  
4           offender whose name appears in the registry.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1964, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 7.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1964 as introduced.)

DVORAK, Chair

Committee Vote: yeas 12, nays 1.

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## HOUSE MOTION

Mr. Speaker: I move that House Bill 1964 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 5-2-12-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 5. (a) An offender shall register with each local law enforcement authority having jurisdiction in the area where the offender resides or intends to reside for more than seven (7) days. The offender shall register not more than seven (7) days after the offender arrives at the place where the offender resides or intends to reside.

(b) Whenever an offender registers with a local law enforcement authority under subsection (a), the local law enforcement agency shall immediately notify the institute of the offender's registration.

**(c) If required to do so under section 6(b) of this chapter, the local law enforcement authority with which an offender registers under this section shall submit to the institute a photograph of the offender. The photograph shall be included on the Internet site that is maintained for the sex and violent offender registry by the institute."**

Page 1, line 2, after "Sec. 6." insert "(a)".

Page 1, between lines 11 and 12, begin a new paragraph and insert:

**"(b) The photograph required by subsection (a)(3) shall be provided:**

**(1) by the offender; or**

**(2) by the law enforcement authority with which the offender registers under section 5 of this chapter, if the offender does not have a recent photograph.**

**If the law enforcement authority provides the photograph, the offender shall reimburse the law enforcement authority for the cost of providing the photograph."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1964 as printed February 28, 2001.)

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